

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**MICHAEL NOBLE, Individually
and as Guardian of THERESA
ANN PULLEY**

Plaintiff,

vs.

BNSF RAILWAY COMPANY,

Defendant.

Case No. 3:24-CV-02268

CJRA Track:

Mandatory Mediation: Yes

Trial Date: 03.30.2026

Judge Staci M. Yandle

AGREED PROTECTIVE ORDER

In this case, the parties made known to the Court that the counsel for the Plaintiff will be furnished a copy of the LocoCAM data of the accident in question by BNSF Railway Company. ("BNSF") which is of a confidential and proprietary nature, and for the protection against the unauthorized disclosure or improper use of the LocoCAM data and documents and to protect the confidential nature thereof, the parties, by their counsel, have agreed to the entry of the following Protective Order:

It is, therefore, ORDERED by the Court, and by express agreement of the parties, their counsel, and representatives, that the confidentiality of the LocoCAM data and documents furnished by BNSF to the Plaintiff and to his experts, consultants or attorneys shall be carefully and scrupulously maintained in the following manner:

1. The use of the LocoCAM data or copies thereof furnished by BNSF to any party herein or their attorneys is governed by this Protective Order;

2. If the LocoCam data and documents are reproduced in any form or manner, each copy or portion of a copy thereof shall be numbered, and BNSF shall be notified of the number of copies made. The original and all such copies shall be returned to BNSF at the conclusion of this litigation;
3. Neither the LocoCAM data, documents, nor information contained therein may be disclosed to persons other than the Court and its personnel, the parties, their counsel of record, relevant witnesses, and experts, and with regard to their experts, only to the extent necessary and relevant to the topic on which the expert is consulted;
4. The parties herein, their attorneys, and all experts to whom the LocoCAM data, documents and/or information derived therefrom is disclosed, shall, before obtaining access thereto, be shown and read a copy of this Order. Further, any person provided a copy of the data shall, before being provided the data, sign their name to the attached signature page of the photocopy of this order, and by doing so they shall agree to be bound by the terms hereof and to submit to this Court's jurisdiction for the purpose of enforcement or compliance herewith. The attorneys for the parties shall maintain a copy of the Order showing the signatures of each and every person to whom the documents, data and information have been provided until the LocoCam data is destroyed. For good cause shown and if necessary to enforce the terms of this Order, the Court may order disclosure of the signature page prior to conclusion of the litigation.

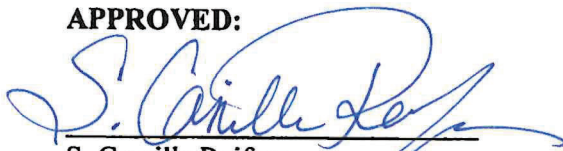
5. The LocoCAM data and information derived therefrom shall not be used by or under the authority of any person or party receiving the same for any business or competitive purpose and shall be used for purposes of this litigation only and shall not be released to any other person, attorney or expert for use in any other litigation or for any other reason;
6. Upon final determination or resolution of this action, the LocoCam data and all copies shall be promptly returned to counsel for BNSF. The attorneys for the Plaintiff shall have sole responsibility to provide BNSF with written confirmation that the LocoCAM data and documents (and all copies as described in paragraph 2 above) are accounted for and have been returned to counsel for BNSF. The attorneys for Plaintiff shall sign the attached signature page of the photocopy of this Order attesting to strict compliance with the conditions set forth in this Order.

ORDERED this 27th day of May, 2025.



JUDGE STACI M. YANDLE
UNITED STATES DISTRICT JUDGE

APPROVED:



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